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MONTANA LEGISLATIVE HISTORY

Chapter 374 ~~19~~ 2003

Bill H 67 S _____ Original bill & history ✓ C

H. Committee on Transportation		S. Committee on Highways + Trans	
Hearing Date(s) 1/8	✓ C	Hearing Date(s) 1/30	✓ C
_____	___ C	_____	___ C
_____	___ C	_____	___ C
_____	___ C	_____	___ C
Date Out _____	___ C		

Did this bill originate in an interim committee? ___ Yes ✓ No

Committee _____ Report _____

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **VICE CHAIRMAN SYLVIA BOOKOUT-REINICKE**, on January 10, 2003 at 3 P.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Rep. Karl Waitschies, Chairman (R)
Rep. Sylvia Bookout-Reinicke, Vice Chairman (R)
Rep. Dave Gallik, Vice Chairman (D)
Rep. Joe Balyeat (R)
Rep. George Golie (D)
Rep. Jim Keane (D)
Rep. Bernie Olson (R)
Rep. Allen Rome (R)
Rep. Frank Smith (D)
Rep. Donald Steinbeisser (R)
Rep. Bill Wilson (D)

Members Excused: Rep. Bob Bergren (D)
Rep. Ronald Devlin (R)

Members Absent: None.

Staff Present: Leanne Kurtz, Legislative Branch
Pati O'Reilly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 22, 1/8/2003; HB 67, 1/8/2003; HB 68, 1/8/2003
Executive Action: None

HEARING ON HB 67

Sponsor: **REP. CHRISTINE KAUFMANN, HD 53**

Opening Statement by Sponsor:
REP. KAUFMANN, HD 53 introduced HB 67. This is the second bill that resulted from the SJR 6 interim study committee.

{Tape: 1; Side: A; Approx. Time Counter: 7.8 - 8.7}

Proponents' Testimony:
Jim Currie, Deputy Director, Department of Transportation. This bill proposes legislation that clarifies the driver's response to crossing guards. It also prohibits intoxicated pedestrians from standing or walking on the roadway or shoulder, and defines that pedestrians must yield to authorized emergency vehicles, the operator of vehicles must yield to blind persons, pedestrians must not cross railroad crossings when the gate or arms are down.
EXHIBIT(trh05a02)

{Tape: 1; Side: A; Approx. Time Counter: 8.7 - 10.1}

David Huff, Office of Public Instruction (OPI). The OPI supports HB 67 and served as a technical resource for this bill. We support the authority, references and responsibilities for school safety patrols. These patrols were a good idea but are no longer safe, as they involved children helping other children in crossing streets.

{Tape: 1; Side: A; Approx. Time Counter: 10.1 - 12.5}

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None.

{Tape: 1; Side: B; Approx. Time Counter: 3.2 - 8.5}

Closing by Sponsor:
REP. KAUFMANN closed with a short summary of the intent of the study committee.

{Tape: 1; Side: A; Approx. Time Counter: 22.9 - 24.7}

MINUTES

MONTANA SENATE
58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **VICE-CHAIRMAN DUANE GRIMES**, on January 30, 2003 at 3:05 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Duane Grimes, Vice Chairman (R)
Sen. Sherm Anderson (R)
Sen. Mike Cooney (D)
Sen. Aubyn Curtiss (R)
Sen. Bob DePratu (R)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Glenn Roush (D)

Members Excused: Sen. Edward Butcher, Chairman (R), Sen. Vicki Cocchiarella (D)

Members Absent: None.

Staff Present: Pat Murdo, Legislative Branch
Roberta Opel, Committee Secretary

Video-taped Committees: This is the video log of a committee hearing. The log provides a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted:	HB 22, 1/30/2003; HB 67, 1/30/2003; HB 68, 1/30/2003
Executive Action:	HB 68, HB 67

HEARING ON HB 22

Opening Statement by Sponsor: REP. CHRISTINE KAUFMANN, HD 53, Helena, opened on HB 22; generally revise laws on traffic control devices.

Proponents' Testimony:

3:07pm Jim Currie, Deputy Director, Department of Transportation
EXHIBIT(his20a01)
3:10pm Mike Barrett, representing himself
3:11pm Shawn Driscoll, Chief, Montana Highway Patrol, and on behalf of the MT. Dept. of Justice

Opponents' Testimony: None

Questions from Committee Members and Responses:

3:13pm Begin
3:21pm End
8 min Elapsed time

Closing by Sponsor:

3:21pm **REP. KAUFMANN** closed the hearing on HB 22.

HEARING ON HB 67

Opening Statement by Sponsor: REP. CHRISTINE KAUFMANN, HD 53, Helena, opened on HB 67; an act revising and updating provisions governing pedestrians.

Proponents:

3:23pm Gerald Hutch, representing himself
3:27pm Jim Currie, MT. Dept. of Transportation
3:27pm Meryl Tompkins, MT. Association of the Blind
3:28pm Joy Preslauer, Great Falls
3:34pm Jean Hermanson, Montanan's with Disabilities for Equal Access
3:36pm Shawn Driscoll, Chief of Highway Patrol and on behalf of Dept. of Justice
3:37pm Mike Barrett, Helena resident

Opponents: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

3:38pm **REP. KAUFMANN** closed the hearing on HB 67.

HEARING ON HB 68

Opening Statement by Sponsor: REP. CHRISTINE KAUFMANN, HD 53, Helena, opened the hearing on HB 68; revise laws related to general traffic regulation.

Proponents:

3:42 Jim Currie, MT. Dept of Transportation
3:44pm Shawn Driscoll, Montana Highway Patrol Chief

Opponents: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

3:45pm **REP. KAUFMANN** closed the hearing on HB 68.

EXECUTIVE ACTION ON HB 68

Motion/Vote: Motion by **SEN. MIKE COONEY HB 68 BE CONCURRED IN. Motion carried unanimously.**

EXECUTIVE ACTION ON HB 67

Motion: Motion by **SEN. BOB DEPRATU HB 67 BE CONCURRED IN.**

Substitute Motion: SEN. JERRY O'NEILL made a substitute motion **to strike section 7 in its entirety and remove the clause in section 5, paragraph 3.**

Substitute Motion: SEN. DEPRATU made a substitute motion **to amend HB 67.**

Discussion:

3:48Pm Begin
3:52pm End
4 min Elapsed time

Substitute Motion/Vote: Substitute motion **to strike section 7 in its entirety and remove the clause in section 5, paragraph 3, failed 9-1 with SEN. O'NEIL voting in favor of the motion.**

Motion: **SEN. DEPRATU** moved **HB 67 BE CONCURRED IN AS AMENDED. Motion carried 9-1 with SEN. O'NEIL voting no.**

Discussion on SB 401:

3:53pm **SEN. SAM KITZENBERG** recommended that a committee bill be drafted to work on SB 401; the re-naming of U.S. Highway 2 as the 163rd infantry Regimental Highway.

Informational Witnesses and Testimony:

3:53pm Raymond K. Read
EXHIBIT(his20a02)EXHIBIT(his20a03)EXHIBIT(his20a04)EXHIBIT(his20a05)
4:00pm Joe Upshaw, representing himself

Discussion:

4:06pm Begin
4:11pm End
5 min Elapsed time

NOTE: Unanimous decision to draft a committee bill regarding SB 401.

ADJOURNMENT

Adjournment: 5 P.M.

SEN. EDWARD BUTCHER, Chairman

ROBERTA OPEL, Secretary

EB/RO

EXHIBIT(his20aad)